

BOARD OF PUBLIC WORKS
September 28, 2005

A regular meeting of the Board of Public Works of the Consolidated City of Indianapolis, Marion County, Indiana, was held the 28th day of September 2005, in the Public Assembly Room in the City County Building. Chair James Garrard called the meeting to order at 1:00 p.m.

Board members in attendance were: James Garrard Susan Schalk Gregory Taylor
Kip Tew Roger Brown

Absent Alfred Finnell

Staff in attendance were: Matt Senseny Eddie Frye DeAnn Milliken
George Krack Gary Taylor John Morgan
Larry Jones Michael Rogers Ron Davis
Carlton Ray Bob Masbaum John Burkhardt
Mike Smith Lauren Toppen Pat Holdsworth
Robert Ransom Mike Hill Evelyn Thompson
Jim Crute Pegg Warnick

ITEM # 1 – RESOLUTIONS

**The Chair diverted from the standard agenda to hear Item 1b first, and stated that items 7a & 7b, the Barrett Law Projects would be postponed until another day.*

b. Resolution No. 54, 2005; A Resolution Honoring Tony Buford

Staff recommended that the Board of Public Works approve and adopt Resolution No. 54, 2005, honoring Tony Buford for his service to the Department and to the Board of Public Works. Upon a motion by Mr. Tew, seconded by Mr. Taylor, the Board voted 5-0 to approve and adopt Board Resolution No. 54, 2005.

Mr. Buford commended the Department of Public Works for being one of the best departments under the leadership of Director Garrard and others. He stated that he believes that the City's Administration and City Council had done a great job appointing members to certain boards and commissions. He stated that Indianapolis has a great uniqueness because of the citizens and attitudes of great leaders, and hoped the department would continue to give citizens a fair opportunity to participate in government. Finally, he thanked the Department, and offered his support and service. Mr. Taylor replied that it was an honor to fill the shoes of Mr. Buford. He stated that he hoped to have the steadfastness and determination that Mr. Buford possesses. Upon a motion by Mr. Tew, seconded by Mr. Taylor, the Board voted 5-0 to approve and adopt Board Resolution No. 54, 2005.

a. Resolution No. 80, 2005; Petition for Encroachment on the Mazo-Fry Regulated Drain

Staff recommended that the Board of Public Works approve and adopt Resolution No. 80, 2005, granting an encroachment into the right of way of the Mazo-Fry Regulated Drain. The petitioner has requested an encroachment on the right of way of Mazo-Fry Regulated Drain in order to construct a sanitary sewer line and a water line to encroach on the right of way. Upon a motion by Mr. Tew, seconded by Mr. Brown, the Board voted 5-0 to approve and adopt Board Resolution No. 80, 2005.

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c. Resolution No. 85, 2005; Parking Meter Waiver Fee for the Classic Parade

Staff recommended that the Board of Public Works approve and adopt Resolution No. 85, 2005, for the waiver of parking meter fees for the Circle City Classic event. Upon a motion by Mr. Brown, seconded by Mr. Tew, the Board voted 5-0 to approve and adopt Board Resolution No. 85, 2005.

d. Resolution No. 86, 2005; Parking Meter Waiver Fee for the Apple Fest

Staff recommended that the Board of Public Works approve and adopt Resolution No. 86, 2005, for the waiver of parking meter fees for the Apple Fest event. Upon a motion by Mr. Brown, seconded by Mr. Tew, the Board voted 5-0 to approve and adopt Board Resolution No. 86, 2005.

ITEM # 2 – COMPLETION AND COMPLIANCE AFFIDAVITS FOR THE RESIDENTIAL DEVELOPMENT

a. Completion and Compliance Affidavit for the Residential Development for the Moeller Estates at Wildwood Farms Section One Sub-Division

Staff recommended that the Board of Public Works accept the reports and documents for street construction, Moeller Estates at Wildwood Farms Section One Sub-Division, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developers' three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Ms. Schalk, seconded by Mr. Tew, the Board voted 5-0 to accept the Completion and Compliance Affidavit for the Residential Development of Moeller Estates at Wildwood Farms Section One Sub-Division.

b. Completion and Compliance Affidavit for the Residential Development for the Hawthorne Meadows Section One Sub-Division

Staff recommended that the Board of Public Works accept the reports and documents for street construction, Hawthorne Meadows Section One Sub-Division, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developers' three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Ms. Schalk, seconded by Mr. Tew, the Board voted 5-0 to accept the Completion and Compliance Affidavit for the Residential Development of the Hawthorne Meadows Section One Sub-Division.

c. Completion and Compliance Affidavit for the Residential Development for the Bells Run Section One Sub-Division

Staff recommended that the Board of Public Works accept the reports and documents for street construction, Bells Run Section One Sub-Division, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developers' three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Ms. Schalk, seconded by Mr. Tew, the Board voted 5-0 to accept the Completion and Compliance Affidavit for the Residential Development of Bells Run Section One Sub-Division.

ITEM # 3 – BID AWARDS

- a. Preformed Plastic Pavement Markings
\$20,259.85 Est. – Swarco Industries, Inc
\$5,076.75 Est. – MGI, Inc
\$82,796.00 Est. Flint Trading

Staff recommended that the Board of Public Works approve and authorize the Director to execute contracts for the purchase of preformed plastic pavement markings with Swarco Industries for an estimated expenditure of \$20,259.85 per year, and MGI, Inc., for an estimated expenditure of \$5,076.75 for year one and \$5,097.45 for year two, and Flint Trading, Inc., for an estimated expenditure of \$82,796.00 per year for the lowest responsive and responsible bidders, with the contract terms beginning upon the date of execution of the contracts by all parties. Upon a motion by Mr. Tew, seconded by Ms. Schalk, the Board voted 5-0 to approve the Preformed Plastic Pavement Markings.

- b. BL-10-063, 52nd and Buttonwood Sanitary Sewer Installation
\$299,899.00 – Culy Construction & Excavation, Inc

Staff recommended that the Board of Public Works award Project No. BL-10-063, 52nd and Buttonwood Barrett Law Sanitary Sewer Installation to Culy Construction & Excavation Co., Inc., in the not to exceed amount of \$299,899.00 on the basis that it is the lowest responsive and responsible bidder. The engineer's estimate for construction of this project is \$409,432.00 and the percentage between the low bid and the engineer's estimate is 27.12%. This project is SRF funded and consists of the installation of a low-pressure sanitary sewer project with grinder pumps to all homeowners and all related items involved. Upon a motion by Mr. Brown, seconded by Mr. Tew, the Board voted 5-0 to approve the 52nd and Buttonwood Sanitary Sewer Installation.

ITEM # 4 – CHANGE ORDERS

- a. WT-01-031B; #2/Belmont and Southport Plantwide Transformer, Switchgear and Electrical Repairs
\$85,734.00 – Gaylor Group, Inc

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 2 for Gaylor Group, Inc., in the increased amount of \$85,734.00 for a new contract total of \$5,554,326.00 and no increase of calendar days for Project No. WT-01-031B, Belmont and Southport Plantwide Transformer, Switchgear and Electrical Repairs. This change order is for a temporary wiring for additional different tasks, wiring for monitoring new switchgear and new transient voltage surge suppressor for uninterrupted power supply circuits. Upon a motion by Ms. Schalk, seconded by Mr. Tew, the Board voted 5-0 to approve the Belmont and Southport Plantwide Transformer, Switchgear and Electrical Repairs Project.

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- b. BL-22-034; #1/Woodburn & Country Club Sanitary Sewer Installation
\$5,346.41 – Atlas Excavating, Inc

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 1 for Atlas Excavating, Inc., in the increased amount of \$5,346.41 for a new contract total of \$347,076.41 and an increase of 46 calendar days for Project No. BL-22-034, Woodburn and Country Club Sanitary Sewer Installation. This change order will add #53 stone for granular backfill. Upon a motion by Mr. Tew, seconded by Mr. Brown, the Board voted 5-0 to approve the Woodburn & Country Club Sanitary Sewer Installation.

ITEM # 5 – FINAL CHANGE ORDER AND ACCEPTANCES

RS-03-035, 4/FINAL; Resurfacing in Center Township
\$(18,216.32) – Milestone Contractors, L.P.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 4 (FINAL) for Milestone Contractors, L.P. in the decreased amount of \$(18,216.32) for a new contract total of \$710,594.78 and an increase of 25 calendar day for Project No. RS-03-035, Resurfacing in Center, and furthermore to accept this project as final. This change order adjusts planned quantities to reflect the as built quantities. Upon a motion by Mr. Taylor, seconded by Mr. Tew, the Board voted 5-0 to approve the Resurfacing in Center and Township.

ITEM # 6 – PROFESSIONAL SERVICE AMENDMENTS

- a. ST-18-062; 30th and Keystone Avenue Intersection Improvements, Amendment No. 3
\$15,850.00 – Crawford, Murphy & Tilly, Inc

Staff recommended that the Board of Public Works approve Amendment No. 3 to the Professional Service Agreement dated January 6, 2004 with Crawford, Murphy and Tilly, Inc., for Project No. ST-18-062, 30th and Keystone Avenue Intersection Improvements in the increased amount of \$15,850.00 for a total amount not to exceed \$118,400.85. This amendment adds monetary compensation and a time extension in order for the engineer to comply with INDOT requirements for closing out this project. Upon a motion by Ms. Schalk, seconded by Mr. Brown, the Board voted 5-0 to approve Amendment No. 3 for the 30th and Keystone Avenue Intersection Improvements.

- b. Large Diameter Sewer Cleaning – 2003, Amendment No. 2
\$60,000.00 – MS Consultants, Inc

Staff recommended that the Board of Public Works approve Amendment No. 2 to the Professional Service Agreement dated November 22, 2002 with MS Consultants, Inc., for SS-00-083; Large Diameter Sewer Cleaning Contract in the increased amount of \$60,000.00 for a total amount not to exceed \$475,000.00 and an extension of contract time to December 31, 2007. Upon a motion by Mr. Brown, seconded by Mr. Tew, the Board voted 5-0 to approve Amendment No. 2 for the Large Diameter Sewer Cleaning – 2003.

ITEM # 7 BARRETT LAW

**The Chairman instructed the Board Members' that the Barrett Law Projects would be addressed at another date.*

a. Kelly/Lynhurst Barrett Law Sanitary Sewer Project Murphy Appeal – BL-30-056

Staff recommended that the Board of Public Works accept the Plat Commission's re-platting of Ms. Murphy's eight lots, find Ms. Murphy liable for two assessments and connect the properties to the new sanitary sewer along Lynhurst Drive within the same time frame as all other property owners in the project. Ms. Murphy owns eight lots along South Lynhurst Drive.

b. Kelly/Lynhurst Barrett Law Sanitary Sewer Project Final Public Hearing (scheduled for 1:30 p.m.)

Staff recommended that the Board of Public Works accept the project constructed as Public Improvement Resolution BL-30-056, Kelly/Lynhurst Barrett Law Sanitary Sewers Project, confirm the final assessment roll, transmit the roll to the Office of Finance and Management, approve the final assessment amount of \$5,800.00 per platted lot and accept the recommendation of the Office of Finance and Management that the interest rate for this project be set at 3.5 percent.

ITEM # 8 OTHER BUSINESS

a. Departmental Update – There was no departmental update.

b. Marion County Sanitary Sewer Master Plan Presentation

Mr. Garrard, Director of Public Works stated that staff was working with HNTB to develop a sanitary sewer plan. He stated that HNTB would give an overview of the purpose and scope of the projects that HNTB would be designing. He stated that currently staff was looking at rate increases for sanitary systems and storm water. The Director stated that the need was so great that EPA and IDEM were talking in the billions of dollars to correct and fix the issues of raw sewage, flooding in rivers and stream, sanitary septic over flowing and septic tanks that need to be converted.

Mr. Tew asked whether or not rate increases would be addressed at this board. Mr. Garrard replied no, that all rate changes would go directly to the council for their approval.

Mr. John Kupke and Jim Ku representatives of HNTB gave a brief discussion on the Marion County Sanitary Sewer Master Plan. Mr. Kupke stated that the purpose was to evaluate current and future sanitary sewer interceptor needs in Marion County. He stated that the methodology was to evaluate the existing interceptor, determine current and future interceptor needs, evaluate relief sewer alternatives, estimate costs and prioritize projects. He stated that the final steps were to pass a resolution by the Department of Public Works (DPW), for the authorization to forward a master plan to the Department of Metropolitan (DMD). Finally, coordinate with DMD and governmental agencies to incorporate a comprehensive master plan every five years.

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Ms. Schalk asked about the priorities of this project. Mr. Kupke replied that it's based on the magnitude of the sewer needs, the known problems, the type of sewer and whether its dry or wet weather. Ms. Schalk asked about the unsewered and undeveloped areas. Mr. Ray replied that the unsewered areas would be farmhouses and uncultured land. Ms. Schalk asked about new development being proposed, and if there were policies in place saying that the developer would have to pay for all the cost of the sewers. Mr. Ray replied that the goal is to make certain that the developers are aware of what the needs are before planning and designing.

There being no further business the meeting of the Board of Public Works was adjourned at 2:08 p.m.

James A. Garrard, Chair_

**Kimberly A. Frye, Recording
Secretary**